

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

REGINALD L. HOOKER,

Plaintiff,

vs.

**DERRICK SCHOFFIELD,
TONY HENDERSON, and
LUCIA SULLIVAN,**

Defendants.

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5:04-CV-289 (CAR)

***ORDER ON THE REPORT AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE***

Before the Court is the United States Magistrate Judge's Recommendation [Doc. 22] that this 28 U.S.C. § 1983 action be dismissed without prejudice due to Plaintiff's failure to allege physical harm as required by 42 U.S.C. § 1997e(e). No Objection to the Recommendation has been filed, and having considered the matter, this Court agrees with the finding and conclusion of the United States Magistrate Judge. The Recommendation is therefore **ADOPTED** and **MADE THE ORDER OF THE COURT**.

SO ORDERED, this 15th day of December, 2005.

S/ C. Ashley Royal
C. ASHLEY ROYAL
UNITED STATES DISTRICT JUDGE

SSH/aeg